

BILL NO. Z-67-02-28

ZONING MAP ORDINANCE NO. Z-126-67

AN ORDINANCE amending the City of Fort Wayne  
Zoning Map No. C-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,  
INDIANA:

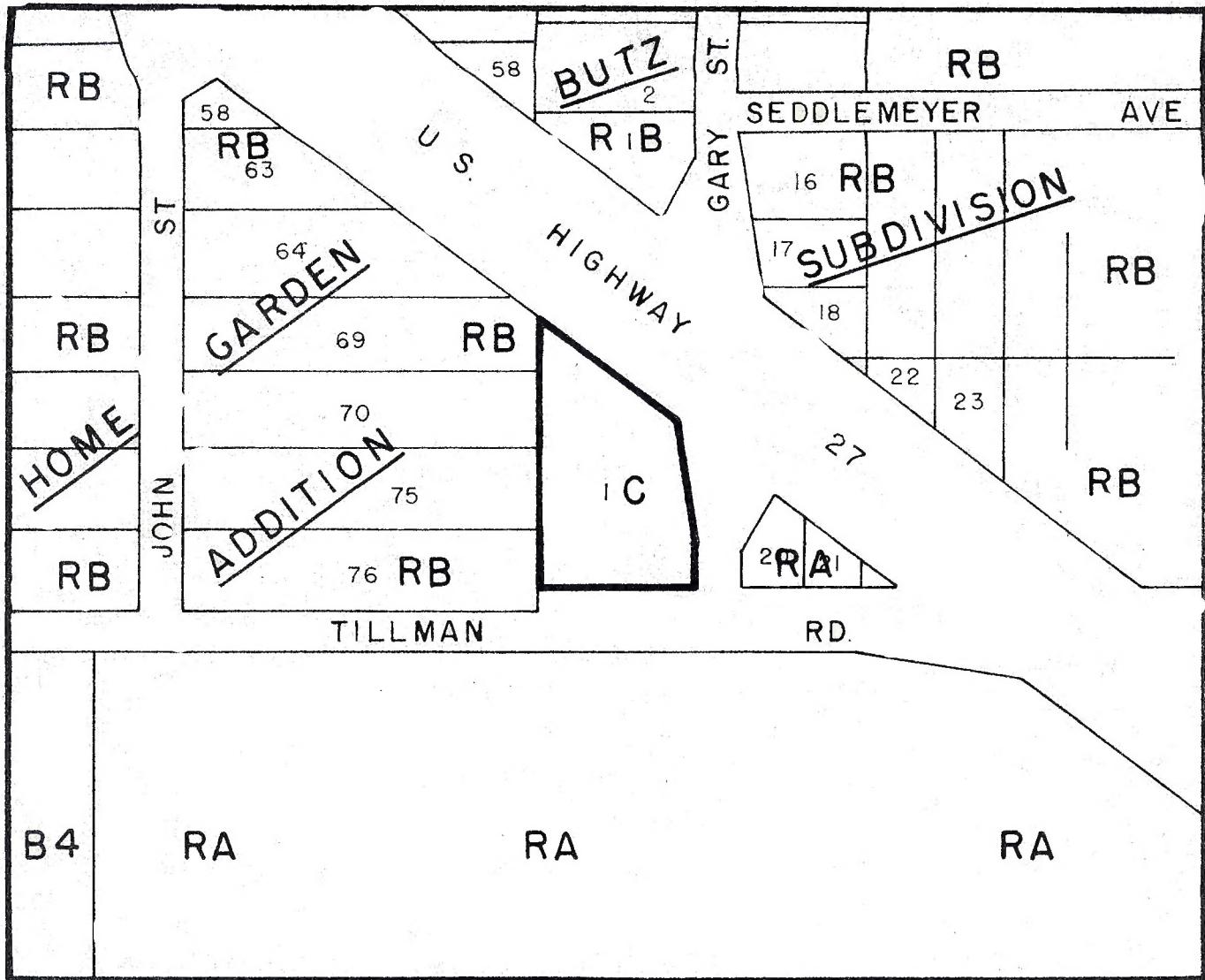
SECTION 1. That the area described as follows is hereby  
designated a BLB District under the terms of Chapter 36,  
Municipal Code of the City of Fort Wayne, Indiana, 1946, as  
amended by General Ordinance No. 2836; and the symbols on the  
City of Fort Wayne Zoning Map No. C-14 referred to therein,  
established by Section 9, Article III of said Chapter as amended,  
are hereby changed accordingly, to-wit:

That part of lot number one (1), Butz  
Subdivision, an addition to the City of  
Fort Wayne, Allen County, Indiana,  
lying South of the right-of-way of U.S.  
Highway #27.

SECTION 2. This Ordinance shall be in full force and  
effect from and after its passage, approval by the Mayor, and  
legal publication thereof.

APPROVED AS TO FORM  
AND LEGALITY

CITY ATTORNEY



C - CHANGE FROM RB TO BIB

Z-67-02-28



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 28, 1967, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-67-02-28; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 17, 1967;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 24, 1967.

Certified and signed this  
27th day of October 1967.

*Mary Ann Haynie*  
Mary Ann Haynie  
Secretary

(1)



Exhibit A

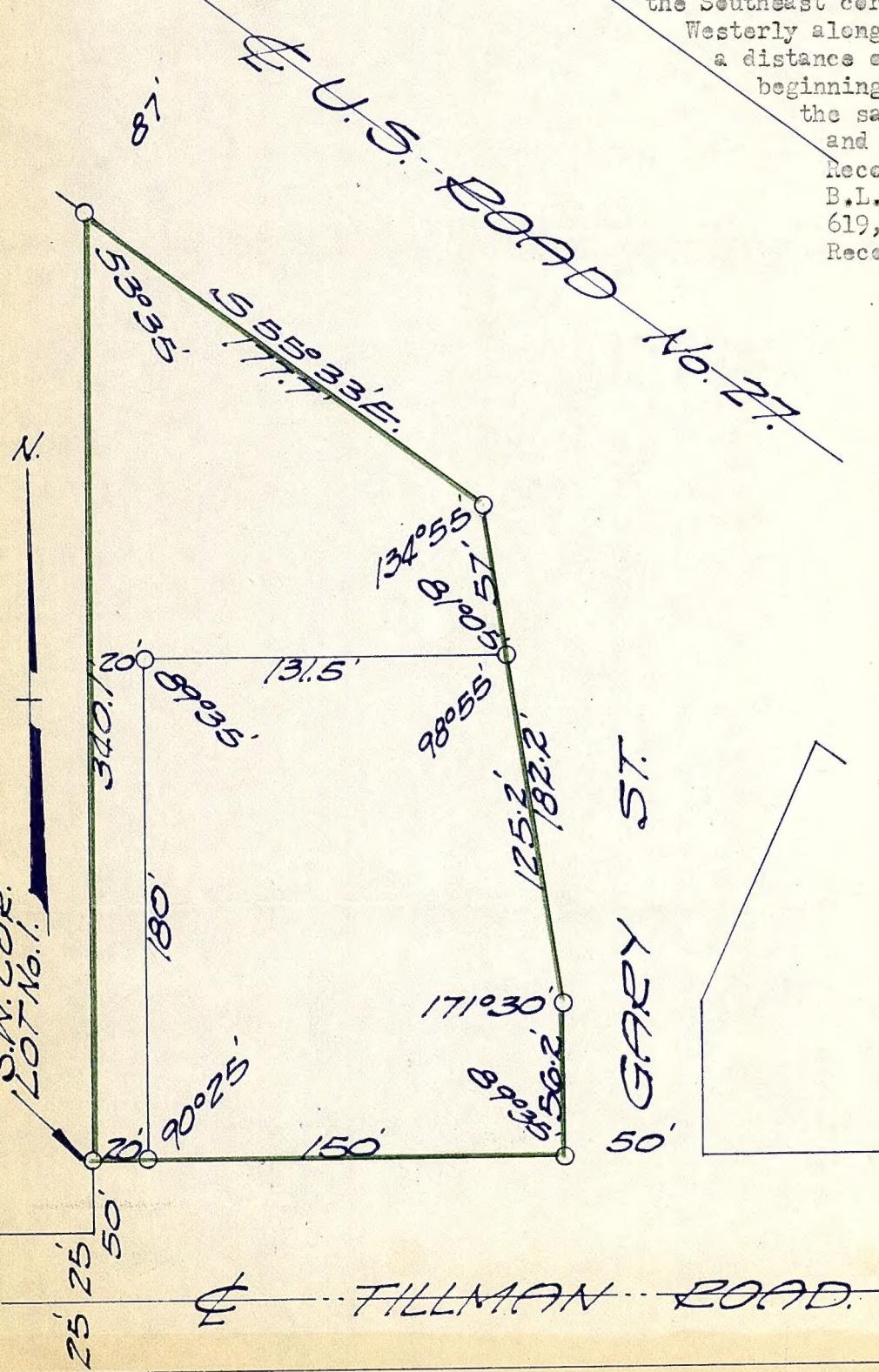
*Certificate of Survey*

VERLE J. WAGNER  
REGISTERED LAND SURVEYOR  
3709 ROBINWOOD DRIVE  
FORT WAYNE, INDIANA

PHONE 745-5216

This document is a certificate that the undersigned Land Surveyor, registered under the laws of Indiana, has made a resurvey of land and real estate situated in Allen County, Indiana, in accordance with the plat thereof on file in the Office of the Recorder of said County and State. The land below described exists in full dimensions as shown herein in feet and is free from encroachments by adjoining landowners. Any exceptions or discrepancies are below noted.

**DESCRIPTION OF PROPERTY:** That part of Lot No. 1, Butz Addition, to the City of Fort Wayne, Indiana, lying South of the Southwesterly R/W line of Federal Highway No. 27, as presently established, being more particularly described as follows, *to-wit*: Commencing at the Southwest corner of Lot No. 1, Butz Addition; thence Northwardly along the West line of said lot a distance of 340.1 feet to a point of intersection with the Southwest R/W line of Federal Highway No. 27; thence South 55 degrees 33 minutes East along the Southwest R/W line of said highway a distance of 177.7 feet; thence in a Southeasterly direction with an interior angle of 134 degrees 55 minutes with the last described line a distance of 182.2 feet to a point situated on the original West line of Gary Street, being also a point situated on the East line of said Lot No. 1; thence Southwardly along the East line of said Lot No. 1, a distance of 56.2 feet to the Southeast corner of said Lot No. 1; thence Westerly along the South line of said Lot No. 1 a distance of 170.0 feet to the point of beginning. The above described tract being the same parcels of land owned by Jen M. and N.J. Pinney, as recorded in Deed Record 604, page 215 and Barton R. and B.L. Turley, as recorded in Deed Record 619, page 409, in the Allen County Recorder's Office, Fort Wayne, Indiana.



I hereby certify above survey to be correct.

Surveyed 12-27-66.

Verle J. Wagner  
REGISTERED LAND SURVEYOR IND. NO. 4351

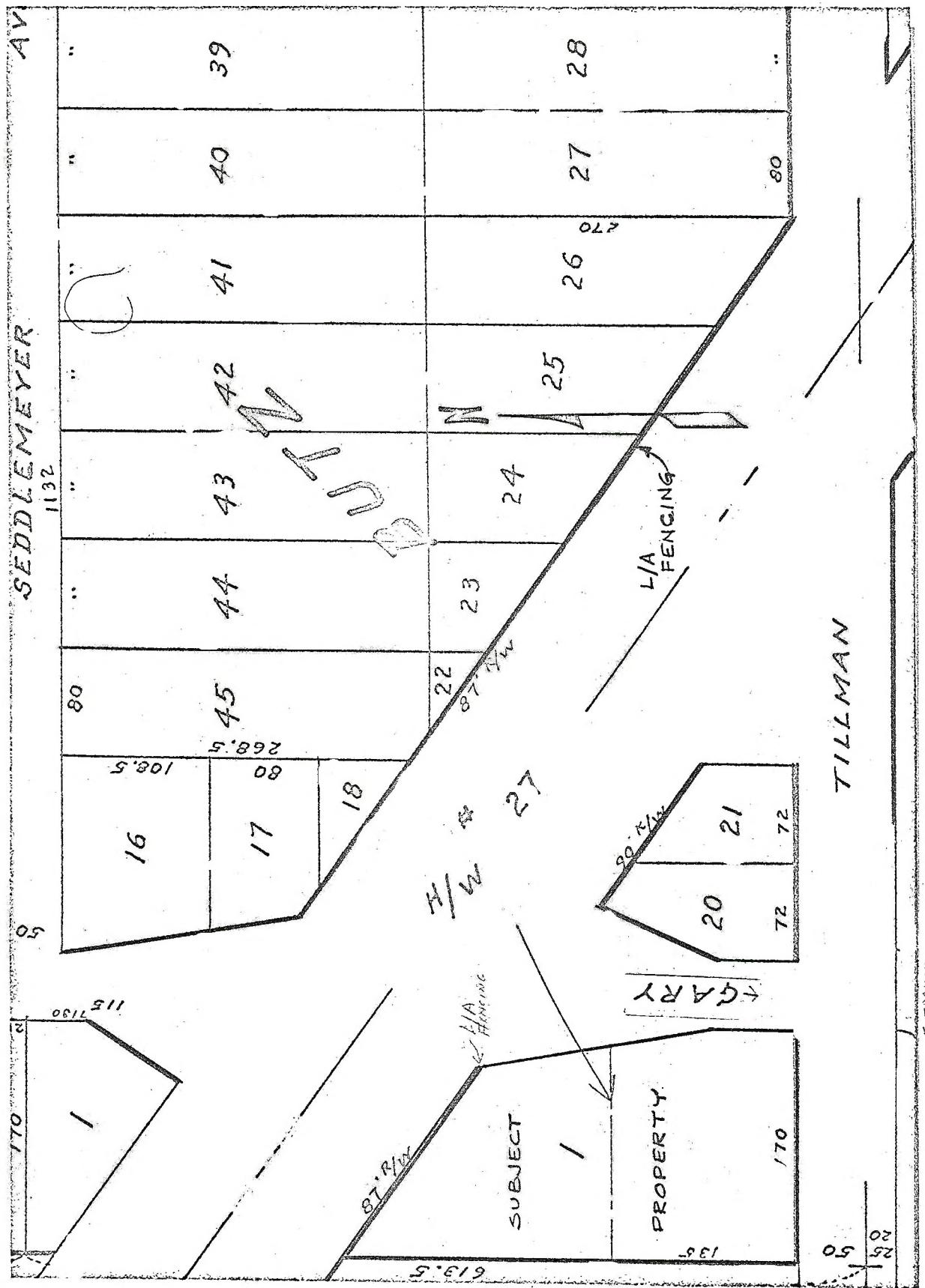
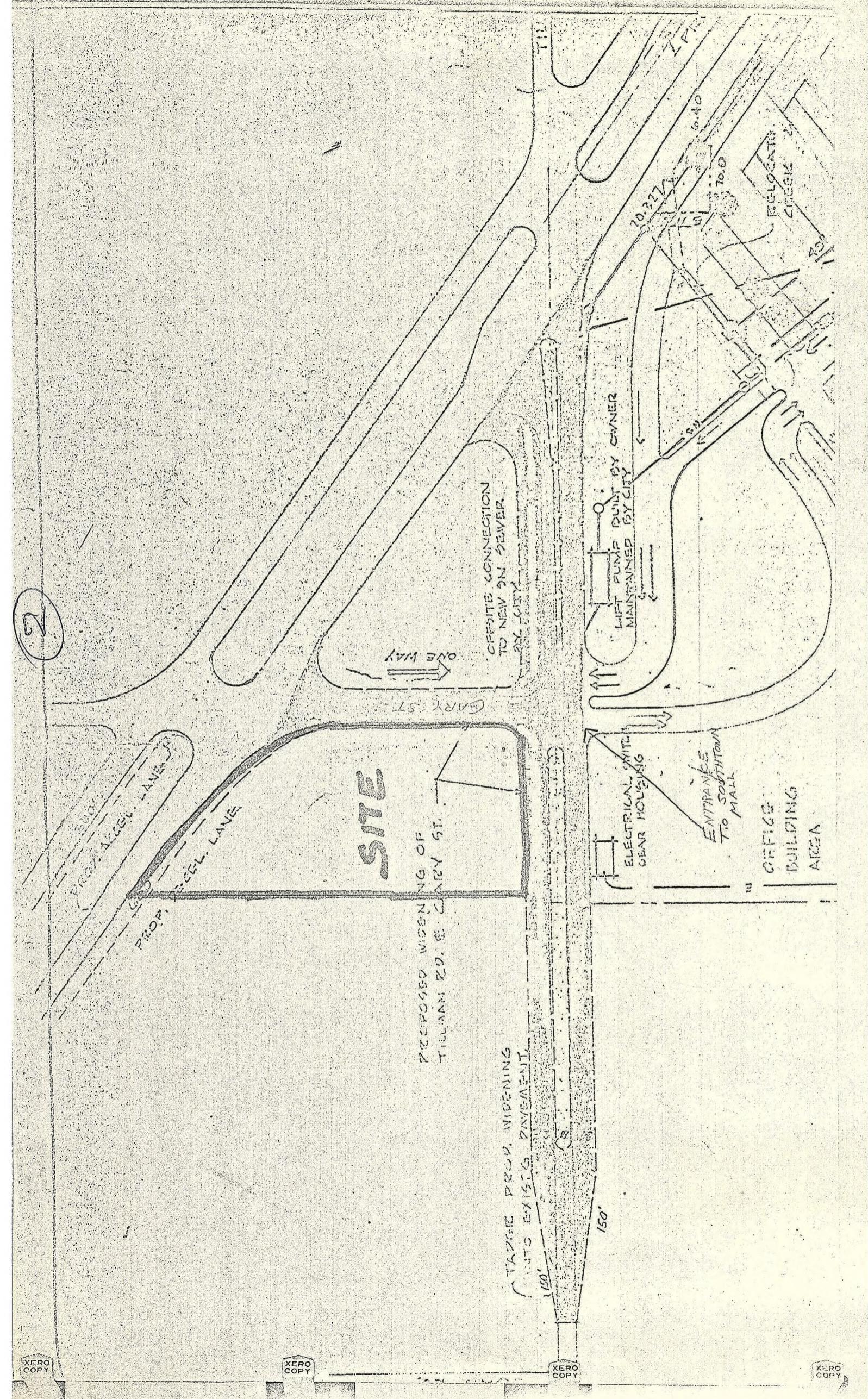


Exhibit A



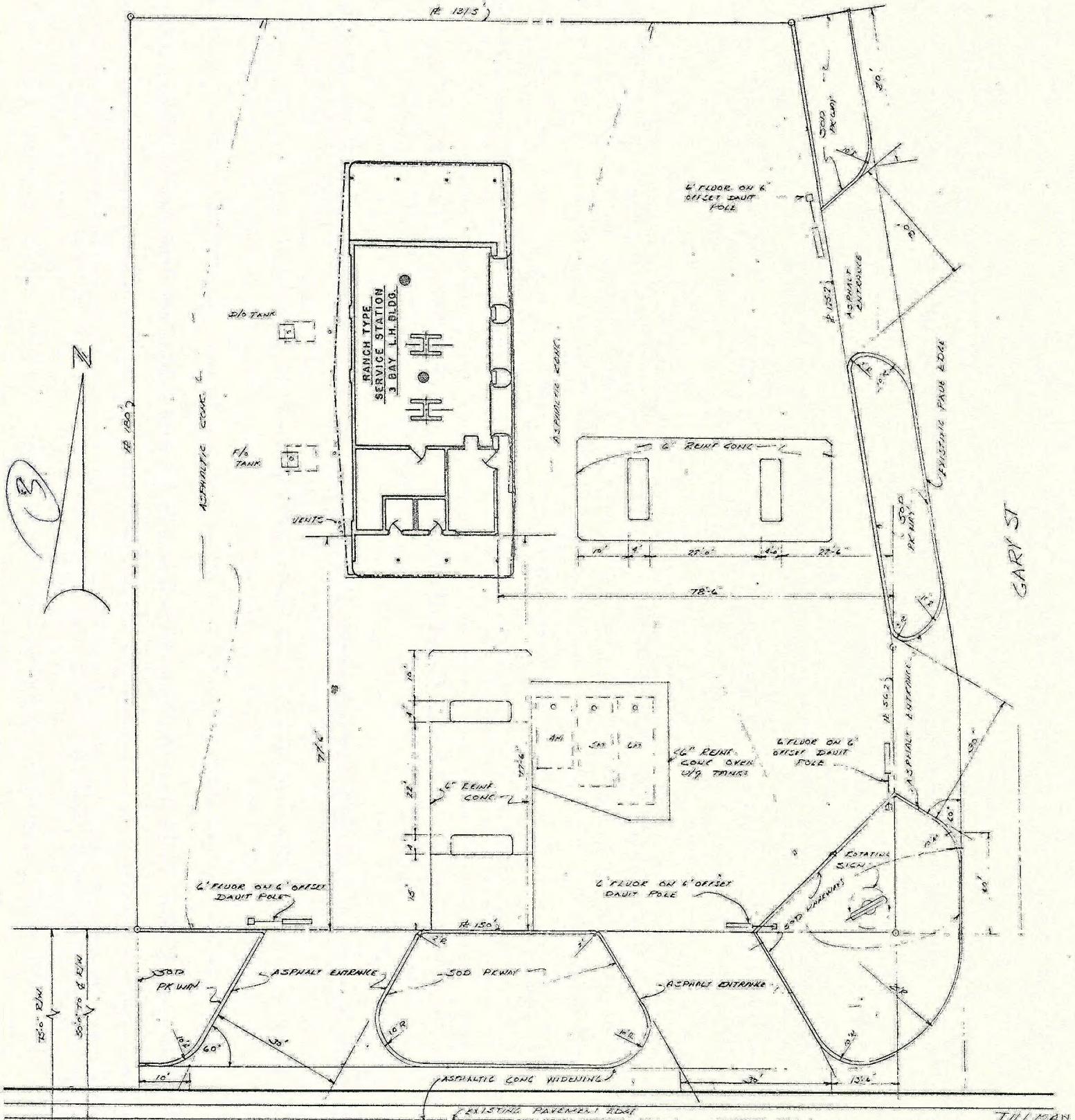
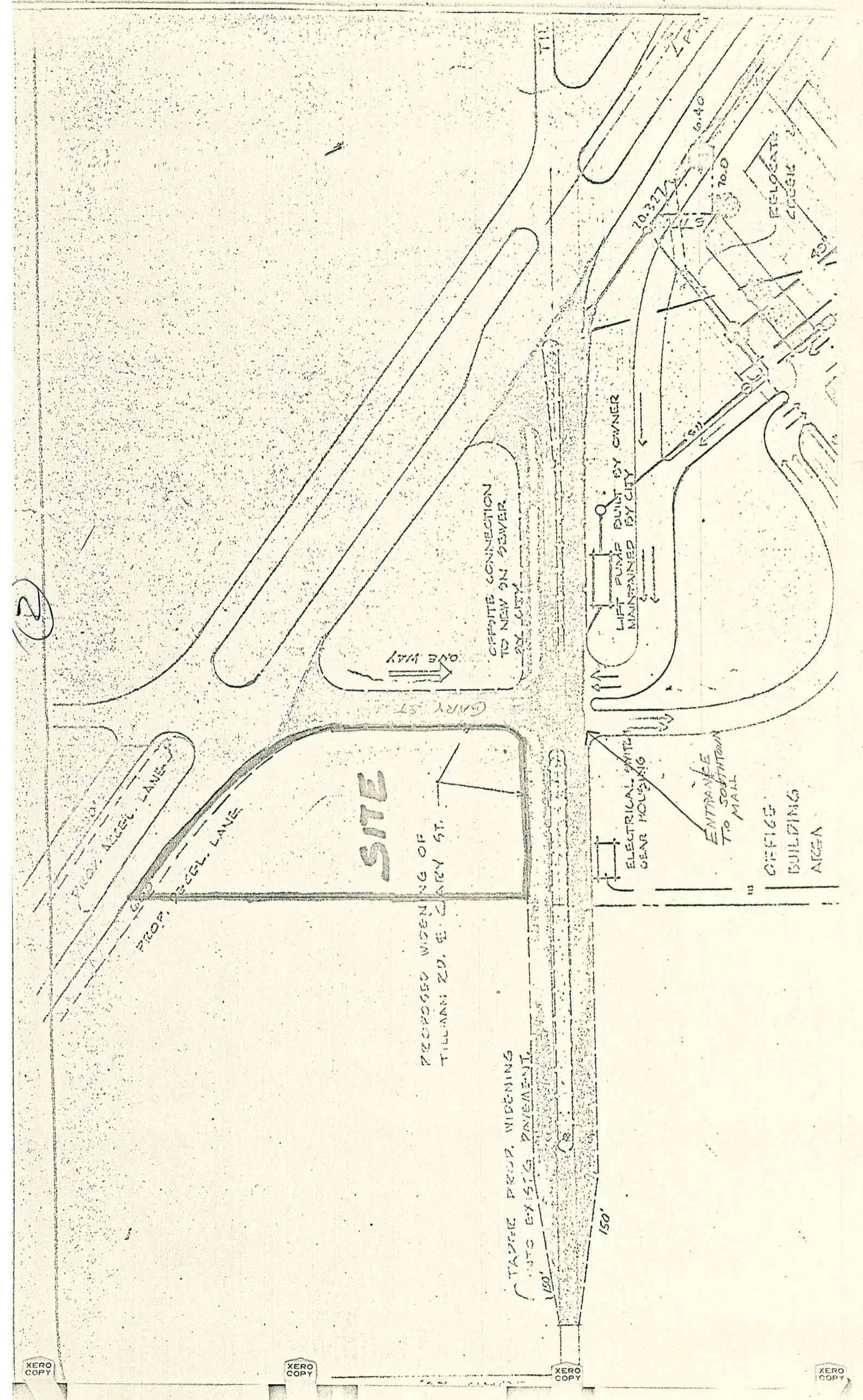
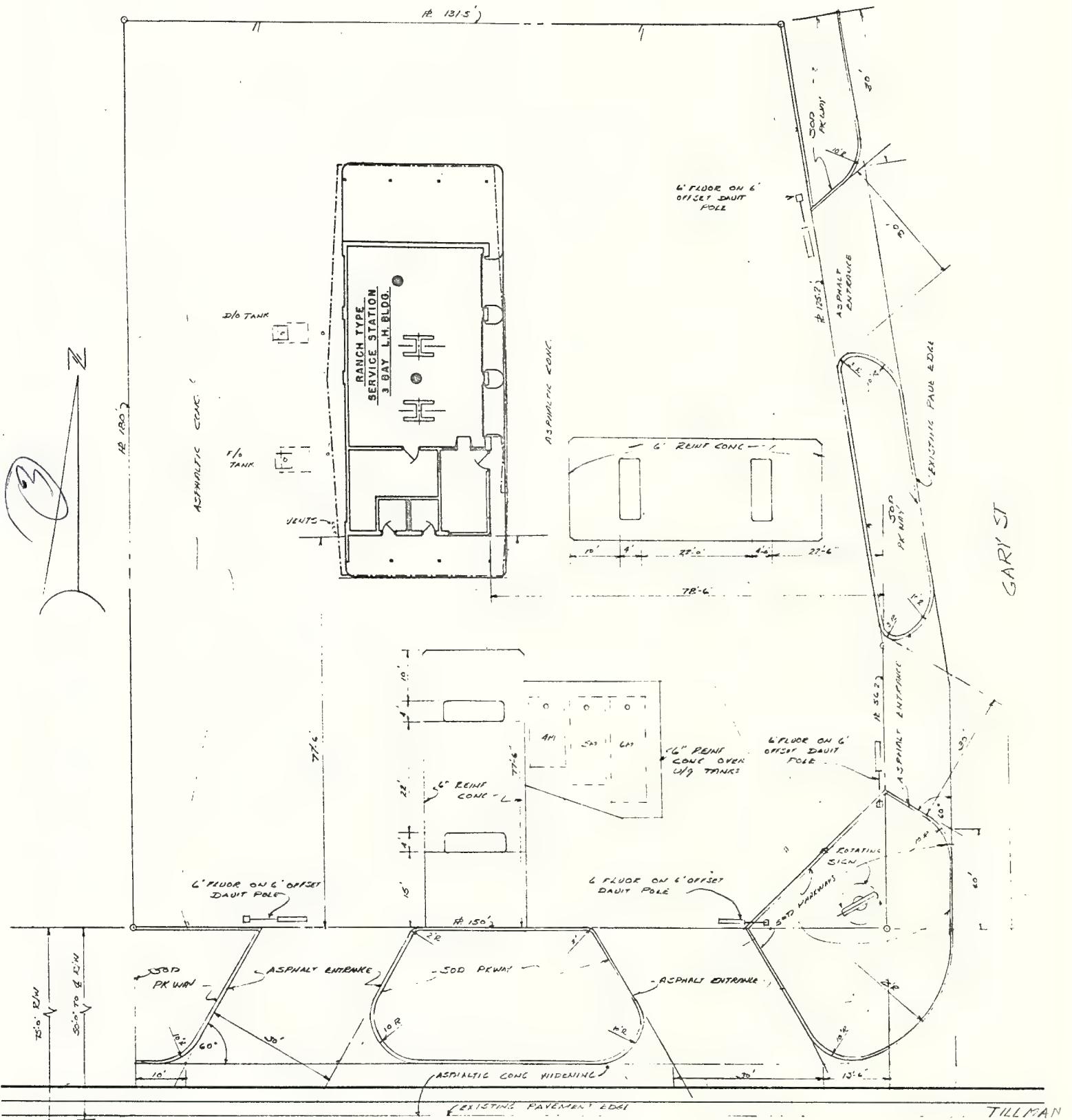


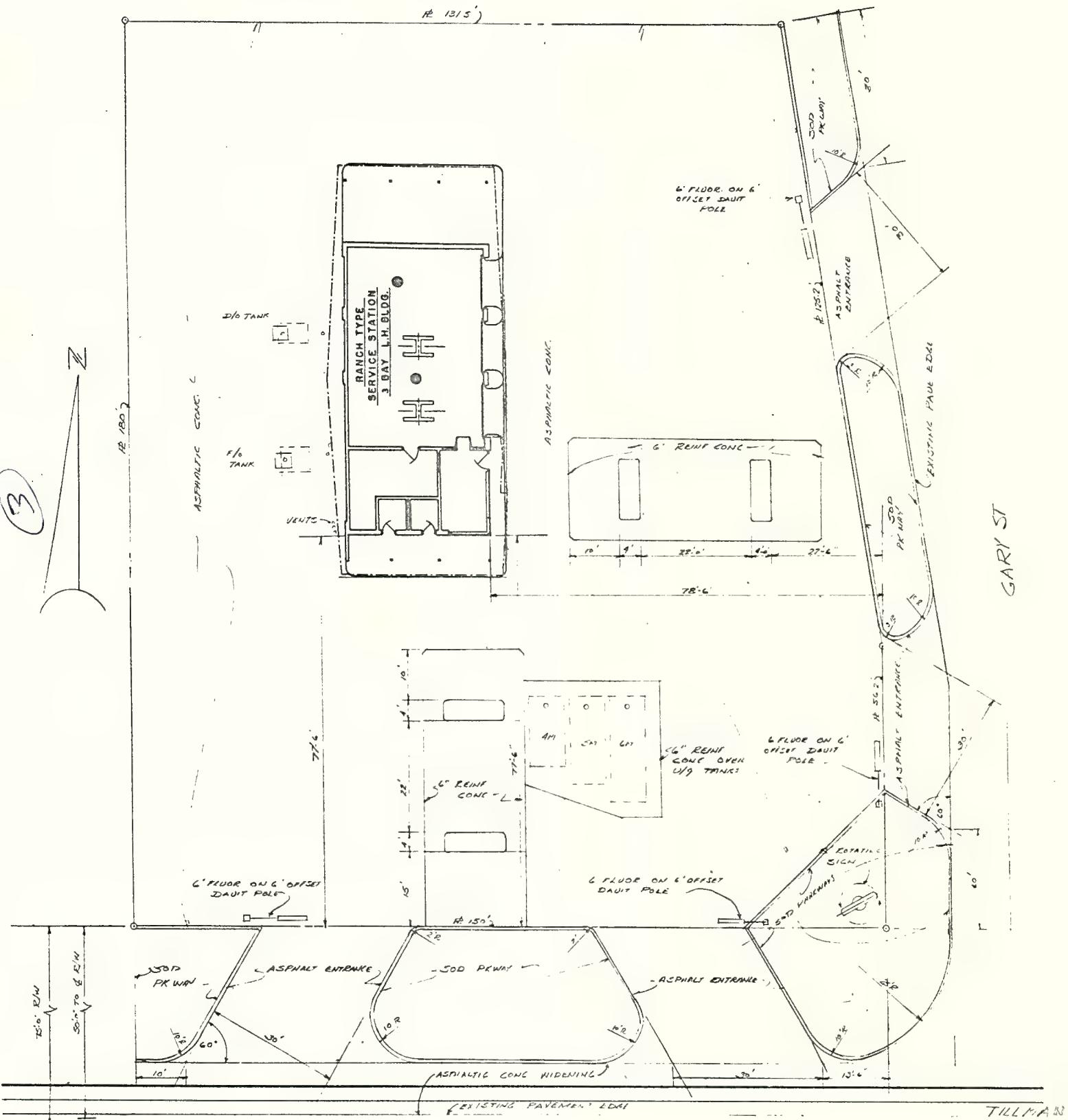


Exhibit A

(2)







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PROPOSED WIDENING OF  
TILLMAN RD. & GARRY ST.

PROPOSED PROD. WIDENING  
INTO EXIST. DIVERTMENT

150'

ELECTRICAL  
GEAR HOUSING

150'

LIFT PUMP POWER BY OWNER

150'

OPPOSITE CONNECTION  
TO NEW SDN SEWER

GARRY ST.  
ONE WAY

SITE

OFFICE  
BUILDINGS  
AREA

ENTRANCE  
TO SOUTHTOWN  
MALL

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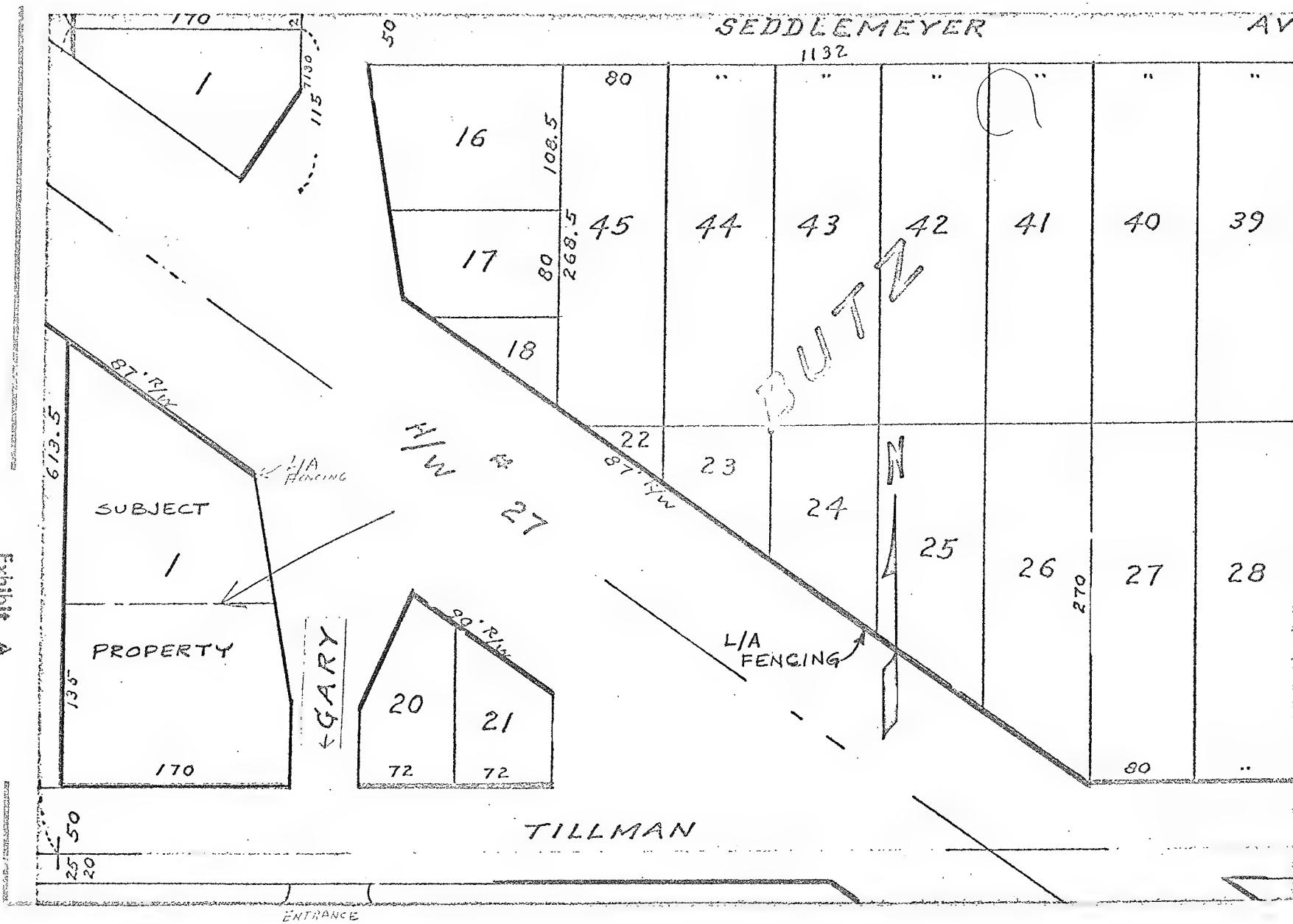
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Exhibit A



PETITION TO REZONE

We, the undersigned, being the owners of more than fifty-one (51) percent of the real estate hereinafter described, do hereby respectfully petition the Common Council to enact an ordinance to reclassify from a/~~RB~~ RB District to a/~~RB~~ BIB District, the real estate described as follows, to-wit:

Lot 1 Butz Subdivision to the  
City of Fort Wayne, Allen County, Indiana, exclusive  
of that part designated for  
Highway purposes.

That part of lot number one (1), Butz Subdivision an addition to the city of Fort Wayne, Allen county, Indiana, lying south of the right-of-way of U.S. Highway #27

O.D. Edwards

ODELL EDWARDS

Sarah J. Edwards

SARAH J. EDWARDS

Barton R. Turley

BARTON R. TURLEY

Betty L. Turley

BETTY L. TURLEY

\$ 25.00

2/4

1907 No.



RECEIVED OF Edward N Smith

Twenty-five DOLLARS

Zoning petition

By J. H. McKallum Jr.

Bill No. Z-67-02-28

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending the City of Fort Wayne Zoning Map No. C-14,

[A large area of the page is filled with approximately 15 horizontal lines, likely for the report itself.]

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Dt PASS.

PHIL A. STEIGERWALD, Chairman

HERBERT G. TIPTON, Vice-Chairman

VERLIN H. BUCHANAN

JOHN H. ROBINSON

JACK K. DUNIFON.

*Phil A. Steigerwald*  
*Herbert G. Tipton*  
*Verlin H. Buchanan*  
*John H. Robinson*  
*Jack K. Dunifon*

CONCURRED IN

DATE 11-14-67 FAUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Steigerwald seconded by Tipton and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_ 196\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.)

Date: 11-18-67

Wallace C. Mayes  
CITY CLERK

Read the third time in full and on motion by Buchanan seconded by Buchanan and duly adopted, placed on its passage.

Passed ( ) by the following vote:

AYES 8, NAYS 0, ABSTAINED \_\_\_\_\_, ABSENT 1 to-wit:

Buchanan  
Dunifon  
Fay  
Hinga  
Nuckles  
Robinson  
Rousseau  
Steigerwald  
Tipton

Date 11-14-67

Harold G. Bonahoom  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. Z-126-67 on the 14<sup>th</sup> day of November, 1967.

ATTEST: (SEAL)

Harold G. Bonahoom  
CITY CLERK

Elton J. Kline  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15<sup>th</sup> day of November, 1967 at the hour of 10:00 o'clock A.M., E.S.T.

Harold G. Bonahoom  
CITY CLERK

Approved and signed by me this 22<sup>nd</sup> day of November, 1967, at the hour of 1:38 o'clock P.M., E.S.T.

Harold S. Geis  
MAYOR

Common Council, City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	<u>—</u>
Body	number of lines	<u>72</u>
Tail	number of lines	<u>1</u>
Total number of lines in notice		<u>73</u>

## COMPUTATION OF CHARGES

73	lines, columns wide equals.....equivalent lines at .288¢	\$ 21.02
cents per line		
Additional charge for notices containing rule or tabular work (50 per cent of above amount)		<u>—</u>
Charge for extra proofs of publication (50 cents for each proof in excess of two)		<u>—</u>
TOTAL AMOUNT OF CLAIM		\$ 21.02

## DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type $5\frac{1}{2}$ point
Number of insertions 2	Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 15, 1967

Title ASSISTANT SECRETARY

## PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time \$, the dates of publication being as follows:

December 7, 1967

December 14, 1967

Subscribed and sworn to before me this 15th day of December 1967

Edith Stapleton  
Notary Public

My commission expires March 8, 1970

ATTEST: (SEAL)  
FUAD G. BONAHOOM, City Clerk.  
EDWIN J. ROUSSEAU, Presiding Officer.  
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of November, 1967 at the hour of 10:00 o'clock A.M., E.S.T.

FUAD G. BONAHOOM, City Clerk.  
Approved and signed by me this 22nd day of November, 1967, at the hour of 1:38 o'clock P.M., E.S.T.  
HAROLD S. ZEIS, Mayor.  
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-126-67 passed by the Common Council on the 14th day of November, 1967, and that said Ordinance was duly signed, and approved by the Mayor on the 22nd day of November, 1967, and now remains on file and on record in my office.

WITNESS my hand and the official seal

Common Council, City of Ft. Wayne  
(Governmental Unit)

To..... NEWS-SENTINEL..... Dr.

Allen ..... County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

### LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)  
— number of equivalent lines

Head	number of lines	—
Body	number of lines	72
Tail	number of lines	1
Total number of lines in notice		73

### COMPUTATION OF CHARGES

73 lines, ..... columns wide equals ..... equivalent lines at .288¢ ..... \$ 21.02 cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

**TOTAL AMOUNT OF CLAIM** \$ 21.02

### DATA FOR COMPUTING COST

Width of single column 11 ems Size of type .....  $5\frac{1}{2}$  point

Number of insertions 2 Size of quad upon which type is cast .....  $5\frac{1}{2}$  .....

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 15, 1967

Title SECRETARY-TREASURER

### PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned MARTHA L. BRANNING who, being duly sworn, says that She is SECRETARY-TREASURER of the

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

December 7, 1967

December 14, 1967

Subscribed and sworn to before me this 15th day of December 1967

Edith Stapleton

Notary Public

My commission expires March 8, 1970

Notice is hereby given that on the 14th day of November, 1967, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map ordinance, to-wit:  
Bill No. Z-67-02-28  
**ZONING MAP ORDINANCE NO. Z-126-67**  
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. C-14.  
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:  
SECTION 1. That the area described as follows is hereby designated a B-1-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836; and the symbols on the City of Fort Wayne Zoning Map No. C-14 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:  
That part of lot number one (1), Butz Subdivision, an addition to the City of Fort Wayne, Allen County, Indiana, lying South of the right-of-way of U.S. Highway No. 27.  
SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.  
PHIL A. STEIGERWALD, Councilman.  
Read the third time in full and on motion by Steigerwald seconded by Buchanan and duly adopted, placed on its passage. Passed by the following vote:  
Ayes: eight.  
Buchanan, Dunifon, Hinga, Nuckles, Robins, Rousseau, Steigerwald, Tipton.  
Nay: none.  
Absent one, to-wit: Councilwoman Fay.  
Date: 11-14-67.  
FUAD G. BONAHOOM, City Clerk.  
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-126-67 on the 14th day of November, 1967.  
ATTEST: (SEAL)  
FUAD G. BONAHOOM, City Clerk.  
EDWIN J. ROUSSEAU, Presiding Officer.  
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of November, 1967 at the hour of 10:00 o'clock A.M., E.S.T.  
FUAD G. BONAHOOM, City Clerk.  
Approved and signed by me this 22nd day of November, 1967, at the hour of 1:38 o'clock P.M., E.S.T.  
HAROLD S. ZEIS, Mayor.  
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. Z-126-67 passed by the Common Council on the 14th day of November, 1967, and that said Ordinance was duly signed, and approved by the Mayor on the 22nd day of November, 1967, and now remains on file and on record in my office.